



February 16, 2005

HOUSE BILL No. 1188

DIGEST OF HB 1188 (Updated February 3, 2005 11:50 am - DI 87)

Citations Affected: Noncode.

Synopsis: Reestablishes the government efficiency commission. Reestablishes the government efficiency commission (which expired January 1, 2005) until January 1, 2006, and directs the commission to make recommendations to the governor concerning the advisability of continuing or modifying all boards and commissions. Directs the governor to review the recommendations and submit those that will improve the efficiency and operation of state government to the legislative council for its review.

Effective: Upon passage.

McClain, Dobis, Cherry

January 6, 2005, read first time and referred to Committee on Government and Regulatory Reform.
February 15, 2005, amended, reported — Do Pass.

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HB 1188—LS 7263/DI 47+



February 16, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1188

A BILL FOR AN ACT concerning state offices and administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a) **As used in this**
2 **SECTION, "board or commission" includes any:**

- 3 (1) **board;**
4 (2) **commission;**
5 (3) **committee;**
6 (4) **council;**
7 (5) **panel;**
8 (6) **task force;**
9 (7) **authority;**
10 (8) **foundation; or**
11 (9) **bureau;**

12 **that was created by an executive order or by statute and that is in**
13 **existence on July 1, 2005.**

14 (b) **The government efficiency commission is established.**

15 (c) **The government efficiency commission consists of the**
16 **following members:**

- 17 (1) **One (1) cochairperson appointed not later than fifteen (15)**
18 **days after the effective date of this SECTION by the president**

HB 1188—LS 7263/DI 47+



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pro tempore of the senate.

(2) One (1) cochairperson appointed not later than fifteen (15) days after the effective date of this SECTION by the speaker of the house of representatives.

(3) Ten (10) members appointed by the president pro tempore of the senate not later than thirty (30) days after the appointment is made under subdivision (1), five (5) of whom must be appointed with the advice and consent of the minority leader of the senate.

(4) Ten (10) members appointed by the speaker of the house of representatives not later than thirty (30) days after the appointment is made under subdivision (2), five (5) of whom must be appointed with the advice and consent of the minority leader of the house of representatives.

(d) The following may not be members of the government efficiency commission:

(1) An elected or appointed state or local official.

(2) A person who on the effective date of this SECTION was appointed to or was otherwise serving on the board or as a member of a board or commission.

(3) A lobbyist (as defined by IC 2-7-1-10).

(e) The cochairpersons may appoint nonvoting advisory members to serve on the government efficiency commission.

(f) A member of the government efficiency commission is not entitled to a salary per diem.

(g) A member of the government efficiency commission is entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in state travel rules or the state budget act.

(h) The government efficiency commission shall meet upon the call of the cochairpersons.

(i) The cochairpersons may advise the president pro tempore of the senate, the minority leader of the senate, the speaker of the house of representatives, and the minority leader of the house of representatives concerning the appointment of other members of the government efficiency commission.

(j) A quorum of the government efficiency commission must be present to conduct business. A quorum consists of a majority of the voting members appointed to the government efficiency commission.

(k) The government efficiency commission may not take an official action unless the official action has been approved by at

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1 least a majority of the voting members appointed to serve on the
2 government efficiency commission.

3 (l) The cochairpersons may establish and appoint government
4 efficiency commission members to subcommittees as the
5 cochairpersons consider appropriate to carry out the government
6 efficiency commission's duties under subsection (m). The
7 cochairpersons shall name the chairperson of each subcommittee.

8 (m) The government efficiency commission shall do the
9 following:

10 (1) Make recommendations to improve efficiency and reduce
11 unnecessary costs associated with any board or commission or
12 state funded agency, department, or program.

13 (2) Review and make recommendations to the governor
14 concerning each board or commission about the following:

15 (A) Whether the board or commission should be continued,
16 reorganized, or combined with another board, commission,
17 or state agency.

18 (B) Whether the board or commission should be
19 terminated or allowed to expire.

20 (n) The government efficiency commission may accept
21 donations to carry out the purposes of this SECTION.

22 (o) The office of the governor shall provide staff support to the
23 government efficiency commission.

24 (p) The government efficiency commission shall provide its final
25 recommendations before October 1, 2005, to the governor.

26 (q) The governor shall:

27 (1) review the recommendations made by the government
28 efficiency commission under this SECTION; and

29 (2) before November 1, 2005, submit a report to the legislative
30 council recommending legislation necessary to carry out those
31 recommendations that the governor determines will improve
32 the efficiency and operations of state government.

33 (r) The legislative council shall:

34 (1) review; and

35 (2) determine what legislation should be prepared for
36 introduction in the 2006 regular session of the general
37 assembly with respect to;

38 the recommendations made under this SECTION.

39 (s) Nothing in this SECTION may be construed to authorize the
40 termination or reorganization of a board or commission except as
41 otherwise provided by law.

42 (t) This SECTION expires January 1, 2006.

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1 **SECTION 2. An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred House Bill 1188, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB1188 as introduced.)

BUCK, Chair

Committee Vote: yeas 12, nays 0.

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